

TENTATIVE RULINGS

CIVIL/FAMILY LAW CASE MANAGEMENT CALENDAR

For: 04/20/15 Monday Dept. 4

(Posted 04/17/15)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling. When the tentative ruling is adopted without change, no further notice of the ruling will be provided by the court.

1. 1:30 PM Case: 11CV37638 [S] ALEC v CALAVERAS COUNTY
Event: FURTHER CASE MANAGEMENT CONFERENCE

PLNTFF: ALEC, MANDY EVA LOUISE ATTY: SILVIA LAW OFFICES, JEFFREY A
ASSOC: WHIPPLE, PETER J. ESQ
DEFNDT: CALAVERAS COUNTY A MUNICIPALITY ATTY: MCCORMICK BARSTOW SHEPPARD WA
DEFNDT: CALAVERAS COUNTY SHERIFF'S DEPART ATTY: MCCORMICK BARSTOW SHEPPARD WA
DEFNDT: KUNTZ, GARY INDIVIDUALLY & AS SHE ATTY: MCCORMICK BARSTOW SHEPPARD WA
DEFNDT: BUSBY, MICHELLE ATTY: MCCORMICK BARSTOW SHEPPARD WA

Tentative Ruling: Plaintiff has filed a Notice of Dismissal by Federal Court. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to Cal Rules of Court 3.1385 in Dept. 4 at 1:30 PM on 6/24/15.

2. 1:30 PM Case: 12CF10445 [M] STATE FARM GENERAL v ROGERS
Event: FURTHER CASE MANAGEMENT CONFERENCE
Event: CONTINUED OSC RE: FILING COMPLIANCE

PLNTFF: STATE FARM GENERAL INSURANCE COMP ATTY: GOLDSMITH & HULL
DEFNDT: ROGERS, JOHN FREDERICK

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. Matter is set for Court's motion to Dismiss pursuant to CCP 385.110 in Dept. 4 at 1:30 PM on 6/24/15.

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3. 1:30 PM Case: 12CV38595 [S] JOHNSON v HOLT
Event: FURTHER CASE MANAGEMENT CONFERENCE
MATTER STAYED-JURISDICTION TRANSFERRED TO AMADOR COUNTY

PLNTFF: JOHNSON, IRENE
DEFNDT: HOLT, PENNY
ATTY: STAWICKI & MAPLES
ATTY: AUSTIN BROWNWOOD & CANNON

The matter appears stayed in Calaveras County pursuant to the Amador County Order of 2/14/14. A further Case Management Conference will be held on 10/21/15 at 1:30 p.m. in Department 4. Counsel are reminded that this Court retains jurisdiction over the Calaveras County filed matter until such time as a transfer fee is paid to this Court or either a dismissal or judgment is filed with this Court. The clerk shall provide notice of this ruling to the parties.

4. 1:30 PM Case: 14CF11149 [M] MIDLAND FUNDING LLC v CLOUGH
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: MIDLAND FUNDING LLC
DEFNDT: CLOUGH, JILLIAN
AKA: CLOUGH, JILLIAN A.
ATTY: MIDLAND FUNDING LLC
ATTY: IN PRO PER

Tentative Ruling: After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 7/22/15 to allow hearing on re-scheduled motion to establish admissions.

5. 1:30 PM Case: 14CF11220 [M] FOLEY v HALL
Event: FURTHER CASE MANAGEMENT CONFERENCE
Event: CONTINUED OSC RE: FILING COMPLIANCE

PLNTFF: FOLEY, KENNETH M.
DEFNDT: HALL, THEODORE F.
DEFNDT: CENTRAL SIERRA DEVELOPMENT COMPAN
ATTY: FOLEY LAW OFFICES, KENNETH M.

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 10/21/15. Plaintiff shall provide notice of this ruling to the parties.

6. 1:30 PM Case: 14CV39947 [S] HARP v WEAVER
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLF/XD: HARP, LISA L.
DEF/XC: WEAVER, PHILIP P.
DEF/XC: WEAVER, ELIZABETH V.
ATTY: FOLEY LAW OFFICES, KENNETH M.
ATTY: FLUETSCH & FLUETSCH
ATTY: FLUETSCH & FLUETSCH

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:30 PM on 9/23/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

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7. 1:30 PM Case: CV36340 [S] ALEXANDER v CANEZ
Event: FURTHER CASE MANAGEMENT CONFERENCE

PLNTFF: ALEXANDER, STEVEN ATTY: SALAZAR, ANTHONY T. ESQ
DEFNDT: CANEZ, NORA

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further Case Management. If judgment enters in the interim, the following date will be vacated, Dept. 4 at 2:00 PM on 10/21/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

8. 2:00 PM Case: 12FL38852 [S] EVANS v EVANS
Event: FURTHER CMC/TRIAL SETTING RE CONTEMPT - CITEE: BEAU D. EVANS

PETNR: EVANS, KIMBERLY A. ATTY: IN PRO PER
NKA: ANNAND, KIMBERLY ASSOC: TRIFILO, JOHN J. ESQ
J/PRTY: COUNTY OF CALAVERAS ATTY: CENTRAL SIERRA CHILD SUPPORT
RESP: EVANS, BEAU D. ATTY: FOLEY LAW OFFICES, KENNETH M.

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 7/22/15. Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

9. 2:00 PM Case: 13FL39382 [S] EBRAHIMI v EBRAHIMI
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: EBRAHIMI, KATHERINE ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: EBRAHIMI, RAZER ATTY: LOVETT, JUDY A. ESQ

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 6/25/15. Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. Petitioner shall provide notice of this ruling to the parties.

10. 2:00 PM Case: 13FL39532 [S] YOUNG v YOUNG
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: YOUNG, ELISE ATTY: MITCHELL, CHRISTIE ESQ.
RESP: YOUNG, KEVIN ATTY: COTTRELL, STEVEN J ESQ

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 8/19/15. Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. Petitioner shall provide notice of this ruling to the parties.

11. 2:00 PM Case: 13FL39640 [S] WATSON v WATSON

Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: WATSON, JENNIFER MIREILLE

ATTY: IN PRO PER

RESP: WATSON, ISAAC RICHARD

ATTY: YANKOVSKY, KRISTINE ESQ

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 8/19/15. Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. Petitioner shall provide notice of this ruling to the parties.

12. 2:00 PM Case: 13FL39817 [S] BOYES v BOYES

Event: FURTHER CASE MANAGEMENT CONF RE JUDGMENT

PETNR: BOYES, PATRICIA F.

ATTY: TRIFILO, JOHN J. ESQ

RESP: BOYES, JOHN B.

ATTY: AIROLA & AIROLA

CLAMNT: IBEW LOCAL 332 PENSION PLAN A

CLAMNT: IBEW LOCAL 332 PENSION PLAN B

Tentative Ruling: This matter awaits entry of judgment (FL-180). The matter is continued for further Case Management. If judgment enters in the interim, the following date will be vacated, Dept. 4 at 2:00 PM on 6/24/15. Petitioner shall provide notice of this ruling to the parties.

13. 2:00 PM Case: 14FL39942 [S] FRANCESCHI v FRANCESCHI

Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: FRANCESCHI, KRISTIN M.

ATTY: ANDERSON LAW OFFICES, DIANE

RESP: FRANCESCHI, JOHN P.

ATTY: IN PRO PER

Tentative Ruling: After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 7/22/15. Petitioner shall provide notice of this ruling to the parties.

14. 2:00 PM Case: 14FL40237 [S] COX v COX

Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: COX, JAZZMIN

ATTY: IN PRO PER

RESP: COX, KYLE

Tentative Ruling: There is Proof of Service but no response (FL-120) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 7/22/15. Petitioner is ordered to serve and file a preliminary declaration of disclosure (FL-141) prior to the next hearing. Petitioner shall provide notice of this ruling to the parties.

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15. 2:00 PM Case: 14FL40290 [S] BURGETT v BURGETT

Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: BURGETT, LISA
J/PRTY: COUNTY OF CALAVERAS
RESP: BURGETT, CAMERON

ATTY: IN PRO PER
ATTY: CENTRAL SIERRA CHILD SUPPORT

Tentative Ruling: There is Proof of Service but no response (FL-120) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 7/22/15. Petitioner is ordered to serve and file a preliminary declaration of disclosure (FL-141) prior to the next hearing. The clerk shall provide notice of this ruling to the parties.

16. 2:00 PM Case: 14FL40551 [S] TAYLOR v TAYLOR

Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: TAYLOR, KELLIE C.
RESP: TAYLOR, GREGORY W.

ATTY: CILENTI LAW OFFICES, STEVEN
ATTY: IN PRO PER

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). Petitioner is ordered to serve and file a preliminary declaration of disclosure (FL-141) prior to the next hearing. The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 8/19/15. Petitioner shall provide notice of this ruling to the parties.

17. 2:00 PM Case: 14FL40555 [S] NEWNAM v NEWNAM

Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: NEWNAM, SUZANNE HELENE
RESP: NEWNAM, PAUL WAYNE

ATTY: IN PRO PER

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 8/19/15. The clerk shall provide notice of this ruling to the parties.

18. 2:00 PM Case: 14FL40564 [S] METTERS v METTERS

Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: METTERS, TAFT III
NKA: COLLETTE, JOSEPH TONY JR.
RESP: METTERS, LUISITA R.

ATTY: IN PRO PER

Tentative Ruling: After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 8/19/15. Petitioner shall provide notice of this ruling to the parties.

END OF CALENDAR